

CHARTER
ADVISORY COUNCIL ON DEPENDENTS' EDUCATION

- A. Official Designation: The Committee shall be known as the Advisory Council on Dependents' Education (hereafter referred to as the Council).
- B. Objectives and Scope of Activities: The Council, under the provisions of 20 U.S.C. § 929 and the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended), shall provide independent advice and recommendations to the Director, Department of Defense Education Activity on: (a) general policies for operation of the DoD dependents' education system with respect to curriculum selection, administration, and operation of the system; (b) information from other federal agencies concerned with primary and secondary education with respect to education programs and practices which such agencies have found to be effective and which should be considered for inclusion in the DoD dependents' education system; (c) on the design of the study and the selection of the contractor referred to in 20 U.S.C. § 930(a)(2); and (d) other tasks as may be required by the Secretary of Defense.

Pursuant to Deputy Secretary of Defense memorandum, dated May 11, 2006, the Under Secretary of Defense (Personnel and Readiness) and the Principal Deputy Under Secretary of Defense (Personnel and Readiness) are delegated the authority and assigned the responsibilities of the Secretary of Defense contained in 20 U.S.C. § 292. This Under Secretary of Defense (Personnel and Readiness) or the Principal Deputy Under Secretary of Defense (Personnel and Readiness) may further delegate this authority in writing.

- C. Council Membership: The Council, pursuant to 20 U.S.C. § 929(a), shall be comprised of no more than sixteen members who have demonstrated an interest in the field of primary or secondary education and who shall include: (a) the Secretary of Defense and the Secretary of Education or their respective designees; (b) representatives of professional employee organizations, school administrators, and parents of students enrolled in the DoD dependents' education system, and one student enrolled in such system; and (c) a representative of the Secretary of Defense and of the Secretary of Education.

Individuals appointed to the Council from professional employee organizations shall be individuals designated by those organizations. Pursuant to 20 U.S.C. § 929(d), members of the Council who are not full-time or permanent part-time employees of the federal government shall be entitled to compensation at the daily equivalent of the rate specified at the time of such service for level IV of the Executive Services under 5 U.S.C. § 5315. All Council members, while on official Council business, shall be entitled to compensation for travel and per diem.

Council members appointed by the Secretary of Defense, who are not full-time or permanent part-time employees of the federal government, shall be appointed as Special Government Employees under the authority of 5 U.S.C. § 3109, and their appointments shall be renewed by the Secretary of Defense on an annual basis.

The Secretary of Defense and the Secretary of Education or their designated representatives, shall serve as the Council's co-chairs.

- D. Council Meetings: The Council shall meet at the call of the Council's Designated Federal Officer, in consultation with the co-chairs, and the estimated number of Council meetings is two per year.

The Designated Federal Officer shall be a full-time or permanent part-time DoD employee, and shall be appointed in accordance with established DoD policies and procedures. In addition, the Designated Federal Officer shall attend all Council and subcommittee meetings.

The Council shall be authorized to establish subcommittees, as necessary and consistent with its mission, and these subcommittees or working groups shall operate under the provisions of the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended), the Sunshine in the Government Act of 1976 (5 U.S.C. § 552b, as amended), and other appropriate Federal regulations.

Such subcommittees or workgroups shall not work independently of the chartered Council, and shall report all their recommendations and advice to the Council for full deliberation and discussion. Subcommittees or workgroups have no authority to make decisions on behalf of the chartered Council nor can they report directly to the Department of Defense or any Federal officers or employees who are not Council Members.

- E. Duration of the Council: The need for this advisory function is on a continuing basis; however, it is subject to renewal every two years.
- F. Agency Support: The Department of Defense, through the Under Secretary of Defense (Personnel and Readiness) and the Director, Department of Defense Education Activity, shall provide support as deemed necessary for the performance of the Council's functions, and shall ensure compliance with the requirements of 5 U.S.C., Appendix, as amended.
- G. Termination Date: The Council shall terminate upon repeal of the legislation authorizing the Council.
- H. Operating Costs: It is estimated that the annual operating costs, to include travel costs and contract support, for this Council is \$200,000.00. The estimated annual personnel costs to the Department of Defense are .50 full-time equivalents.
- I. Recordkeeping: The records of the Council and its subcommittees shall be handled according to section 2, General Records Schedule 26 and appropriate DoD policies and procedures. These records shall be available for public inspection and copying, subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552, as amended).
- J. Charter Filed: February 21, 2008